

**DURHAM, NORTH CAROLINA
MONDAY, JUNE 19, 2000
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Absent: Council Member Cheek.

Also present: City Manager P. Lamont Ewell, City Attorney Henry Blinder, City Clerk D. Ann Gray and Acting Deputy City Clerk Linda Bratcher.

Mayor Tennyson called the meeting to order and at that time, Mayor Pro Tempore Clement announced his attendance at an event where Bishop Michael Curry was elected the 1st African American to serve as diocesan bishop in the South. He also commended Mayor Tennyson for his leadership role in hosting a press conference regarding the homicide rate.

Council Member Larson acknowledged that Council received The George & Mary Pyne Historic Preservation Award for preservation of the old City garage. Also, he informed his colleagues that he will be attending the NLC's Transportation Infrastructure & Services Steering Committee Meeting in Rochester, Minnesota.

Council Member Jacobs made comments about the senior citizens event held at the Life Community Church and the Annual Meeting of the Citizens Advisory Committee.

Relative to the recently held press conference about crime, Mayor Tennyson noted that he will meet with PAC leaders to discuss holding community meetings and asked Council Members to give suggestions for possible locations of these meetings.

Also, he made comments about the Council Subcommittees, Sister Cities and Charter Commission Update memorandums sent to Council. In relation to the Charter Commission Update memorandum, Mayor Tennyson asked that the following meetings be held with the County Commissioners:

Thursday, August 3, 2000 at 7:00 p.m. in the County Commissioners' Meeting Room concerning a public hearing on the question of whether or not we should add the power to call a referendum to the charter commission resolution; and

Monday, August 7, 2000 at 7:00 p.m. at City Hall concerning a vote on adding the power to call an election.

June 19, 2000

SUBJECT: AMENDMENT TO CHARTER COMMISSION RESOLUTION

MOTION by Council Member Larson seconded by Council Member Jacobs to add this item to the agenda was approved at 7:09 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Mayor Tennyson distributed resolution for discussion later in the meeting.

There were no priority items from the City Manager, City Attorney and City Clerk.

Mayor Tennyson noted revisions to the Consent Agenda made at the Committee-of-the-Whole Meeting. Mayor Tennyson asked if any citizen(s) or council member(s) wanted to pull any item(s) from the Consent Agenda for discussion later in the meeting.

Relative to Item 9 [PRELIMINARY DEVELOPMENT BY AND BETWEEN THE CITY OF DURHAM AND PAVILION PARTNERS, A SUBSIDIARY OF SFX ENTERTAINMENT, INC.] on the Consent Agenda, Council Member Blyth asked City Manager Ewell for clarification concerning ADF'S involvement in the SFX discussions.

City Manager Ewell noted that he would make sure discussions are held between ADF and SFX.

Council Member McKissick pulled Priority Item #1 [PRESENTATION BY BIOGEN, INC.] on the Consent Agenda to be discussed later in the meeting.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to approve the Consent Agenda as amended was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

[CONSENT AGENDA]

SUBJECT: ELIMINATION OF DEDICATION OF STAFF POSITION FOR DEVELOPING AND MAINTAINING GUN REGISTRATION DATABASE

MOTION by Council Member Larson seconded by Mayor Pro Tempore

June 19, 2000

Clement to eliminate the dedication of the staff position for developing and maintaining a gun registration database consistent with the 2000-2001 Preliminary Budget document was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SELECTION OF COLLECTION AGENCY FOR DELINQUENT PARKING TICKETS - CREDIT FINANCIAL SERVICES, INC.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to negotiate a contract with Credit Financial Services, Inc. to collect delinquent parking tickets for the City of Durham on a contingent fee bases (40% of revenue recovered) was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SELECTION OF INVESTMENT MANAGERS - MDL CAPITAL MANAGEMENT AND DANA INVESTMENT ADVISORS

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into Investment Advisory Agreements with MDL Capital Management and Dana Investment Advisors to manage \$20 million each of the City's portfolio was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CHANGES TO LOCAL TAX ON RENTAL VEHICLES

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to adopt "An Ordinance Adding Appendix G to the Durham City Code Pertaining to Levying a Tax on Gross Receipts Derived from Retail Short-Term Lease or Rental of Vehicles" was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11993

June 19, 2000

**SUBJECT: CONTRACT WITH DEVELOPMENT CONCEPTS, INC. -
ADDITIONAL PROFESSIONAL SERVICES RELATED TO THE
DOWNTOWN DURHAM MASTER PLAN**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute a contract with Development Concepts, Inc., in an amount not to exceed \$30,000, to provide additional professional services related to the Downtown Durham Master Plan was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: EMPLOYMENT AND TRAINING GRANT PROJECT ORDINANCE
SUPERSEDING ORDINANCE NO. 11776 FOR ADDITIONAL
FEDERAL AND STATE FUNDS**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to adopt a "City of Durham Employment and Training Grant Project Ordinance Superseding Ordinance No. 11776 for Federal Grant July 1, 1999 Until All Funds are Expended" was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11994

**SUBJECT: CONTRACT FOR WORKFORCE INVESTMENT ACT - ADULT
PROGRAM, JANUARY 1, 2000 THROUGH JUNE 30, 2001 -
NORTH CAROLINA EMPLOYMENT SECURITY COMMISSION**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute the Contract for Adult Program with the North Carolina Employment Security Commission in the amount of \$269,178.00 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: CONTRACT FOR WORKFORCE INVESTMENT ACT - DISLOCATED
WORKER PROGRAM, JANUARY 1, 2000 THROUGH JUNE 30,
2001 - NORTH CAROLINA EMPLOYMENT SECURITY
COMMISSION**

June 19, 2000

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute the Contract for Dislocated Worker Program with the North Carolina Employment Security Commission in the amount of \$350,000.00 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: PRELIMINARY DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF DURHAM AND PAVILION PARTNERS, A SUBSIDIARY OF SFX ENTERTAINMENT, INC.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Preliminary Development Agreement by and between the City of Durham and Pavilion Partners, a Delaware general partnership and a subsidiary of SFX Entertainment, Inc; and

To authorize the City Manager to make changes to prior to execution provided the changes are consistent with the intent of the original contract and do not increase the dollar amount of the contract was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: HOUSING APPEALS BOARD APPOINTMENTS

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to appoint Karl Martin Hammond and Stephen Hopkins, **Regular Members** (terms expire June 30, 2002) and Michael William Shiflett, **Alternate Member** (term expires June 30, 2000), to the Housing Appeals Board was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SITE PLAN APPROVAL - SEATON ROAD OFFICE PARK

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to approve a site plan for Seaton Road Office Park, submitted by Brunssen Engineering Services, P.A., on behalf of Oliver W. Alphin, consisting of a 2,400 square foot office building and 11 parking spaces on a ±0.368 acre site zoned Neighborhood Commercial and Falls/Jordan-B Watershed

June 19, 2000

Overlay and located on the northwest corner of the intersection of Seaton Road and Revere Road (Tax Map #539-5-24, PIN #0728-04-60-2811) was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SITE PLAN APPROVAL - CREE BUILDING 7 EXPANSION

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to approve a site plan for Cree Building 7 Expansion, submitted by Coulter Jewell Thames P.A., on behalf of Cree Research, consisting of a 37,330 square foot office and production facility expansion to an existing 342,220 square foot office, production and warehouse complex, including reconstruction of an existing parking lot and addition of 53 parking spaces on a ±29.729 acre site zoned I-2 and located on the northwest corner of the intersection of Chin Page Road and Silicon Drive (Tax Map #582-1-8C, PIN #0748-04-62-5405) was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: DOWNTOWN DURHAM MASTER PLAN

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to adopt a "Resolution to Adopt the Downtown Durham Master Plan" consisting of a document and maps dated May, 2000 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8675

SUBJECT: DURHAM BULLS ATHLETIC PARK SEASONAL CLEANING CONTRACT - SARVIS ENTERPRISES

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute a contract with Sarvis Enterprises for seasonal cleaning at the Durham Bulls Athletic Park in the amount of \$153,000 for the remainder of FY 2000 and in the amount of \$255,000 for the FY 2001 baseball season (total amount \$408,000); and

June 19, 2000

To authorize the City Manager to make changes to the contract such that the cost to the City does not increase and the obligations of the contractor are not lessened was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CONSULTANT CONTRACT FOR MASTER PLAN, DESIGN DEVELOPMENT, CONSTRUCTION DOCUMENTATION, AND CONTRACT ADMINISTRATION OF THE RENOVATION OF LYON PARK - SUSAN HATCHELL, ASLA

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a contract with Susan Hatchell, ASLA, in the amount of \$32,725, including a contingency of \$3,200, for the Master Plan, Design Development, Construction Documentation and Contract Administration for the renovation of Lyon Park; and

To authorize the City Manager to make changes to the contract such that the scope of services is not reduced and the contract amount is not increased was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CONSULTANT CONTRACT FROM MASTER PLAN, DESIGN DEVELOPMENT, CONSTRUCTION DOCUMENTATION AND CONTRACT ADMINISTRATION OF THE NEW WEST CHAPEL HILL ROAD PARK - HADEN-STANZIALE, PA

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a contract with Haden-Stanziale, PA, in the amount of \$78,000, including a contingency of \$7,500, for the Master Plan, Design Development, Construction Documentation, and Contract Administration for the renovation of the new West Chapel Hill Park; and

To authorize the City Manager to make changes to the contract such that the scope of services is not reduced and the contract amount is not increased was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

June 19, 2000

**SUBJECT: CONTRACT ST-208 STREET RESURFACING AND SPEED HUMPS
- RIFENBURG CONSTRUCTION, INCORPORATED**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute a contract with Rifenburg Construction, Incorporated in the amount of \$908,680 for street resurfacing and speed humps (Contract ST-208); and

To authorize the expenditure of up to \$42,000 from the Traffic Calming Account was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: CONTRACT SR-24 SEWER OUTFALL MOWING - BUSHHOG
AMERICA, INCORPORATED**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to execute a contract in the amount of \$89,848 with Bushhog America, Incorporated for sewer outfall mowing (Contract SR-24) was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: SEWER EXTENSION AGREEMENT - VILLAGE PARTNERS, INC.
- 3210 NANTUCKETT AVENUE**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Sewer Extension Agreement with Village Partners, Inc. to extend City sewer to serve a 0.52 acre single family lot located at 3210 Nantuckett Avenue was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: SEWER EXTENSION AGREEMENT - J.D.L. WINSTON-SALEM,
L.L.C. - 2330 BROAD STREET**

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Sewer Extension Agreement with J.D.L. Winston-Salem, L.L.C. to

June 19, 2000

extend City sewer to serve a 21.6 acre commercial site located at 2330 Broad Street was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SEWER EXTENSION AGREEMENT - COSTCO WHOLESALE, INC.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Sewer Extension Agreement with Costco Wholesale, Inc. to extend City sewer to serve Costco Wholesale, an 18.07 acre commercial site located on the northwest corner of the intersection of Broad Street and North Pointe Drive was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER EXTENSION AGREEMENT - SALMAN BUILDERS AND DEVELOPERS - SCOTT KING COMMUNITY

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Water Extension Agreement with Salman Builders and Developers to extend City water to serve Scott King Community on a 8.70 acre site located on the south side of Scott King Road was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER EXTENSION AGREEMENT - UNIVERSITY FORD ISUZU

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Water Extension Agreement with University Ford Isuzu to extend City water to serve University Ford Isuzu, a 1.16 acre commercial lot located on the east side of Highway 55, 400 feet north of Sedwick Road was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

June 19, 2000

SUBJECT: PROPOSED CONTRACT WITH S&S ELECTRIC CONSTRUCTION COMPANY, INC. FOR THE INSTALLATION OF ATHLETIC FIELD LIGHTING SYSTEMS AT HILLSIDE AND RIVERSIDE HIGH SCHOOLS

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a contract with S&S Electric Construction Company, Inc. in the amount of \$321,300, plus a contingency of \$30,000 for the installation of athletic field lighting systems at Hillside and Riverside High Schools; and

To authorize the City Manager to modify the contract before execution provided the modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: PROPERTY AND FACILITIES MANAGEMENT CENTER CONSTRUCTION CONTRACTS - RESOLUTE BUILDING COMPANY, INC. - EAKINS PLUMBING COMPANY - SOUTHERN PIPING COMPANY - VAUGHAN ELECTRIC COMPANY

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into multi-prime contracts with: Resolute Building Company, Inc. in the amount of \$4,566,843, plus a \$250,000 Contingency; Eakins Plumbing Company in the amount of \$285,383; Southern Piping Company in the amount of \$396,201; and Vaughan Electric Company in the amount of \$577,262 for the construction of the Property and Facilities campus on Fay Street; and

To authorize the City Manager to modify the contracts before execution provided the modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contracts was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: PROPOSED ACQUISITION OF PROPERTY AT 1012, 1014 AND 1016 CALVERT PLACE - EDMONT AREA II REVITALIZATION - \$31,050 FROM BARRY HAIRSTON

June 19, 2000

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the fee simple acquisition of property at 1012, 1014, and 1016 Calvert Place for \$31,050 from Barry Hairston was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: US 15-501 MAJOR INVESTMENT STUDY WITH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR PHASE II

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to enter into a Supplemental Municipal Agreement with the North Carolina Department of Transportation for Phase II of the US 15-501 Major Investment Study in an amount not to exceed \$66,250.00 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: PROPOSED CHANGES IN THE CITY'S STORM WATER PROGRAM

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to approve substantive changes in the City of Durham's Storm Water Program was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ANNUAL CERTIFICATION OF FIREFIGHTERS

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to authorize the City Manager to certify the "1999/2000 Annual Certification of Firemen" for the North Carolina Firemen's Pension Fund was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: STREET ACCEPTANCE - PARK KNOLL DRIVE

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to accept Distribution Drive from the centerline of

June 19, 2000

Park Knoll Drive south to the end of construction @ STA 9+55 (955') for maintenance by the City of Durham was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SETTING PUBLIC HEARING TO CONSIDER ORDERING CURB, GUTTER AND PAVING AND WATER AND SEWER LATERALS ON LIGGETT STREET FROM FERNWAY AVENUE NORTH TO EXISTING CURB, GUTTER, AND PAVING

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to accept a Certificate of Sufficiency from the Manager of Engineering for the petition for curb, gutter and paving and water and sewer laterals on Liggett Street from Fernway Avenue north to existing curb, gutter, and paving; and

To adopt a resolution setting a public hearing on Monday, July 17, 2000 to consider ordering the improvements was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CITY COUNCIL MINUTES - CITY CLERK'S OFFICE

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to approve the official minutes of the following City Council meetings was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

May 1, 2000 - Regular Meeting
May 11, 2000 - Special Meeting
May 15, 2000 - Regular Meeting

[GENERAL BUSINESS AGENDA]

(PUBLIC HEARINGS)

SUBJECT: CURB, GUTTER AND PAVING - ROCHESTER STREET FROM CHEEK ROAD TO ELLINGTON STREET (MINI ASSESSMENT ROLL) - ROBERT AND DIANE OUTLAND - 710 ROCHESTER

June 19, 2000

STREET

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to find that the property of Robert and Diane Outland, identified as Tax Map 629-2-11, 710 Rochester Street, Lot 27, has benefited from the improvements and to confirm the assessment in the amount of \$1,200.00 was approved at 7:15 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER AND SEWER LATERALS - ROCHESTER STREET FROM CHEEK ROAD TO ELLINGTON STREET (MINI ASSESSMENT ROLL) - PROPERTY OF ROBERT AND DIANE OUTLAND, 710 ROCHESTER STREET

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to find that the property of Robert and Diane Outland, identified as Tax Map 629-2-11, 710 Rochester Street, Lot 27, has benefited from the improvements and to confirm the water main assessment in the amount of \$540.00 was approved at 7:15 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER AND SEWER LATERALS - ROCHESTER STREET FROM CHEEK ROAD TO ELLINGTON STREET (MINI ASSESSMENT ROLL) - PROPERTY OF BOOKER T. AND LUCY A. BOYD, JR.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to find that the property of Booker T. and Lucy A. Boyd, Jr., identified as Tax Map 629-2-9, 620 Rochester Street, Lot 22, vacant, has not benefited at this time from the improvements and to relieve the water main assessment in

June 19, 2000

the amount of \$540.00 and the sewer main assessment in the amount of \$450.00 with the provision that a future frontage charge(s) will be due and payable at the prevailing rate should the property receive water and/or sewer service (in accordance with City policy) was approved at 7:15 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: CURB, GUTTER AND PAVING ON WEST PETTIGREW STREET
FROM POWE STREET TO CAMPUS DRIVE**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on West Pettigrew Street from Powe Street to Campus Drive was approved at 7:15 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: CURB, GUTTER AND PAVING ON WEST PETTIGREW STREET
FROM ERWIN ROAD TO SWIFT AVENUE**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on West Pettigrew Street from Erwin Road to Swift Avenue was approved at 7:16 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

**SUBJECT: CURB, GUTTER AND PAVING ON WINFIELD DRIVE FROM
YORKSHIRE STREET TO WESTCREST STREET**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

June 19, 2000

There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on Winfield Drive from Yorkshire Street to Westcrest Street was approved at 7:16 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER AND SEWER LATERALS ON WINFIELD DRIVE FROM YORKSHIRE STREET TO WESTCREST STREET

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for water and sewer laterals on Winfield Drive from Yorkshire Street to Westcrest Street was approved at 7:16 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CURB, GUTTER AND PAVING ON TARIK DRIVE FROM DIXON ROAD TO MOSSDALE AVENUE

To adopt a resolution confirming the assessment roll for curb, gutter and paving on Tarik Drive from Dixon Road to Mossdale Avenue.

Due to a number of objections, Lee Murphy, of the Public Works Department, requested the public hearing be continued and that the entire assessment roll be referred to the Public Works Committee.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

MOTION by Council Member Larson seconded by Council Member Wagstaff to continue the public hearing and to refer the entire assessment to the Public Works Committee was approved at 7:17 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick,

June 19, 2000

Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Lee Murphy, of the Public Works Department, informed Council that there were no objections to the previous assessment roll. He noted the objections were for GBA #8 [STREET OPENING, CURB, GUTTER AND PAVING ON TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP #261-8-3].

MOTION by Council Member Larson seconded by Council Member Jacobs to reconsider the motion on the assessment roll for GBA #7 was approved at 7:19 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on Tarik Drive from Dixon Road to Mossdale Avenue was approved at 7:20 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: STREET OPENING, CURB, GUTTER AND PAVING ON TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP #261-8-3

To adopt a resolution confirming the assessment roll for street opening, curb, gutter and paving on Tarik Drive from Mossdale Avenue west to west property line of Tax Map #261-8-3.

Due to three objections, Lee Murphy, of the Public Works Department, requested the public hearing be continued and that the entire assessment roll be referred to the Public Works Committee.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

Mr. Wadell Long, of 3620 Mossdale Avenue, spoke in opposition to the assessment on his property.

June 19, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to continue the public hearing and to refer the entire assessment roll to the Public Works Committee was approved at 7:21 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER AND SEWER LATERALS ON TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP #261-8-3

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for water and sewer laterals on Tarik Drive from Mosssdale Avenue west to west property line of Tax Map #261-8-3 was approved at 7:22 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER MAIN ON TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP #261-8-3

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for water main on Tarik Drive from Mosssdale Avenue west to west property line of Tax Map #261-8-3 was approved at 7:22 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CURB, GUTTER AND PAVING ON OAKMONT AVENUE FROM N.C. HIGHWAY 55 AROUND LOOP TO N.C. HIGHWAY 55

Due to an objection, Lee Murphy, of the Public Works

June 19, 2000

Department, requested the property of Charles and Betty Blackmon be referred to the Public Works Committee.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no further objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on Oakmont Avenue from N.C. Highway 55 around loop to N.C. Highway 55 and to refer the property of Charles and Betty Blackmon to the Public Works Committee was approved at 7:24 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: WATER AND SEWER LATERALS ON OAKMONT AVENUE FROM N.C. HIGHWAY 55 AROUND LOOP TO N.C. HIGHWAY 55

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for water and sewer laterals on Oakmont Avenue from N.C. Highway 55 around loop to N.C. Highway 55 was approved at 7:24 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: CURB, GUTTER AND PAVING ON MOSSDALE AVENUE FROM ARCHDALE DRIVE TO TARIK DRIVE

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution confirming the assessment roll for curb, gutter and paving on Mossdale Avenue from Archdale Drive to Tarik Drive was approved at 7:25 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore

June 19, 2000

Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff.
Noes: None. Absent: Council Member Cheek.

SUBJECT: SIDEWALK ON CLERMONT ROAD (SOUTH SIDE) FROM PELHAM ROAD TO EUCLID ROAD; EUCLID ROAD (EAST SIDE) FROM CLERMONT ROAD TO REVERE ROAD AND BLANCHARD ROAD (EAST SIDE) FROM EUCLID ROAD TO NC HIGHWAY 54

Mayor Tennyson noted that this public hearing was continued from the June 5, 2000 City Council Meeting.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution ordering sidewalk on Clermont Road (South Side) from Pelham Road to Euclid Road; Euclid Road (East Side) from Clermont Road to Revere Road and Blanchard Road (East Side) from Euclid Road to NC Highway 54 was approved at 7:25 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: SEWER MAIN ON EDENTON LANE FROM WOODBERRY ROAD TO NEW BERN PLACE (ENABLING ACT AUTHORITY)

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

Council Member Jacobs disclosed that she lives on Edenton Lane and did not have a part in the petition. She noted the improvement was due to health concerns.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a resolution ordering sewer main improvement on Edenton Lane from Woodberry Road to New Bern Place under the Enabling Act Authority was approved at 7:26 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

June 19, 2000

SUBJECT: TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE

To receive any additional citizens' comments regarding the transfer of control of the cable television franchise; and

To adopt an ordinance approving the transfer of control of the cable television franchise.

The public hearing was continued from the June 5, 2000 City Council Meeting.

Louise Lockwood-Zorowski gave a summary of the ordinance and noted that Time Warner Cable has agreed to pay up to \$7,500 for third-party expenses.

Mayor Pro Tempore Clement asked what are the time constraints on having to take action on the item.

Louise Lockwood-Zorowski noted action would need to be taken by July 9, 2000.

City Attorney Henry Blinder made additional comments about what has changed in the ordinance.

A motion was made by Council Member Larson seconded by Council Member Jacobs to approve the item as printed on the agenda.

SUBSTITUTE MOTION by Council Member Burnette seconded by Mayor Pro Tempore Clement to schedule a Special City Council Meeting for Thursday, July 6, 2000 at 3:00 p.m. on this matter was approved at 7:38 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Langley, McKissick, Stith and Wagstaff. Noes: Council Members Hill, Larson and Jacobs. Absent: Council Member Cheek.

[ZONING MATTERS]

SUBJECT: ZONING CASE: P00-17, RENAISSANCE CENTER - CITY OF DURHAM (ANNEXATION)- 52.76 Acres On THE SOUTHEAST CORNER OF THE INTERSECTIONS OF FAYETTEVILLE ROAD AND HERNDON ROAD

Case: P00-17, Renaissance Center

Initiated by: City of Durham (Annexation)

Location: 52.76 acres on the southeast corner of the intersections of Fayetteville Road and Herndon Road

Request: OI-2 (General Office and Institution District) and RD (Rural District)--initial zoning of property newly annexed

June 19, 2000

into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish OI-2 and RD City zoning for the above described newly annexed property was approved at 7:39 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-29, BENNIE BULLOCK PROPERTY - CITY OF DURHAM (ANNEXATION)- 0.5 ACRES (CONTIGUOUS TO CITY LIMITS) ON NORTH SIDE OF GOODWIN ROAD

Case: P00-29, Bennie Bullock Property

Initiated by: City of Durham (Annexation)

Location: 0.5 acres (contiguous to City limits) on north side of Goodwin Road

Request: RD (Rural District); E-B--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish RD; E-B City zoning for the above described newly annexed property was approved at 7:39 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-31, LEWTER FAMILY - CITY OF

June 19, 2000

**DURHAM (ANNEXATION) - 29.82 ACRES ON THE WEST SIDE
OF FAYETTEVILLE ROAD, SOUTH OF MASSEY CHAPEL ROAD**

Case: P00-31, Lewter Family
Initiated by: City of Durham (Annexation)
Location: 29.82 acres on the west side of Fayetteville Road,
south of Massey Chapel Road
Request: RD (Rural District); F/J-B--initial zoning of
property newly annexed into the City (no change in zoning
classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing,
anyone interested was given the opportunity to be heard.
There being no objections and/or allegations, the public
hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member
Jacobs to adopt an ordinance amending the Zoning Ordinance,
the same being Chapter 24 of the Durham City Code, to
establish RD; F/J-B for the above described newly annexed
property was approved at 7:40 p.m. by the following vote:
Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council
Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley,
Larson, McKissick, Stith and Wagstaff. Noes: None.
Absent: Council Member Cheek.

**SUBJECT: ZONING CASE: P00-32, RAVINIA SITE - CITY OF DURHAM
(ANNEXATION) - 122.52 ACRES ON THE NORTH SIDE OF
THE NC 751/I-40 INTERCHANGE**

Case: P00-32, Ravinia Site
Initiated by: City of Durham (Annexation)
Location: 122.52 acres on the north side of the NC 751/I-40
interchange
Request: R-20 (Residential 20 District); F/J-B--initial
zoning of property newly annexed into the City (no change in
zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing,
anyone interested was given the opportunity to be heard.
There being no objections and/or allegations, the public
hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member
Jacobs to adopt an ordinance amending the Zoning Ordinance,
the same being Chapter 24 of the Durham City Code, to
establish R-20; F/J-B zoning for the above described newly

June 19, 2000

annexed property was approved at 7:40 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-34, STONE ROAD INDUSTRIAL PARK, PHASE II - DURHAM (ANNEXATION)- 11.25 ACRES NEAR THE INTERSECTION OF ANGIER AVENUE AND WRENN ROAD AS PART OF THE WASTE INDUSTRIES, INC. BRANCH CAMPUS

Case: P00-34, Stone Road Industrial Park, Phase II

Initiated by: City of Durham (Annexation)

Location: 11.25 acres near the intersection of Angier Avenue and Wrenn Road as part of the Waste Industries, Inc. branch campus

Request: I-3 (Heavy Industrial District)--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish I-3 zoning for the above described newly annexed property was approved at 7:40 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-35, CENTEX HOMES - CITY OF DURHAM (ANNEXATION) - 59 ACRES ON THE WEST SIDE OF GRANDALE DRIVE NORTH OF SEDWICK ROAD AND SOUTH OF SETTLER'S MILL SUBDIVISION

Case: P00-35, Centex Homes

Initiated by: City of Durham (Annexation)

Location: 59 acres on the west side of Grandale Drive north of Sedwick Road and south of Settler's Mill Subdivision

Request: PDR 2.34 (Planned Density Residential with 2.34 maximum units per acre); F/J-B--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

June 19, 2000

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish PDR 2.34; F/J-B zoning for the above described newly annexed property was approved at 7:41 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-36, MURRAY'S MINI STORAGE - CITY OF DURHAM (ANNEXATION)- 6.137 ACRES AT 804 JUNCTION ROAD, SOUTH OF ITS INTERSECTION WITH CHEEK ROAD

Case: P00-36, Murray's Mini Storage
Initiated by: City of Durham (Annexation)
Location: 6.137 acres at 804 Junction Road, south of its intersection with Cheek Road
Request: I-2 (Light Industrial District) and R-20 (Residential 20 District); F/J-B--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish I-2 and R-20 zoning for the above described newly annexed property was approved at 7:41 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-37, TICON, INC. - CITY OF DURHAM (ANNEXATION)- 41.25 ACRES LOCATED ON THE SOUTHEAST QUADRANT OF THE INTERSECTION OF PAGE AND LUMLEY ROADS

Case: P00-37, Ticon, Inc.

June 19, 2000

Initiated by: City of Durham (Annexation)

Location: 41.25 acres located on the southeast quadrant of the intersection of Page and Lumley Roads

Request: RM-12(D) (Multi-Family Residential District with a Development Plan)--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish RM-12(D) zoning for the above described newly annexed property was approved at 7:41 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: ZONING CASE: P00-26 ARRINGTON/PAGE ROAD SITE - CITY OF DURHAM (ANNEXATION)- 75.24 ACRES ON EAST SIDE OF PAGE ROAD SOUTH OF COMSTOCK ROAD

a. **Case: P00-26 Arrington/Page Road Site**

Initiated by: City of Durham (Annexation)

Location: 75.24 acres on east side of Page Road south of Comstock Road

Request: RD (Rural District)--initial zoning of property newly annexed into the City (no change in zoning classification proposed by this case)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish RD zoning for the above described newly annexed property was approved at 7:42 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley,

June 19, 2000

Larson, McKissick, Stith and Wagstaff. Noes: None.
Absent: Council Member Cheek.

**SUBJECT: ZONING CASE: P99-53 - LICHTIN CORPORATION
(ARRINGDON) - A 96.88 ACRE SITE ON THE SOUTHEAST
CORNER OF PAGE AND COMSTOCK ROADS**

b. Case: P99-53
Applicant: Lichtin Corporation (Arringdon)
Location: a 96.88 acre site on the southeast corner of
Page and Comstock Roads
Request: Rezoning from RD (Rural District) and I-2(D)
(Light Industrial District with a Development Plan) to
MU(D) (Mixed Use with a Development Plan); MTC (partial)

To adopt an ordinance amending the Zoning Ordinance, the same
being Chapter 24 of the Durham City Code, by taking the above
described property out of RD and I-2(D) and placing same in
and establishing same as MU(D); MTC (partial).

Zoning Committee's Recommendation and Vote: Approval -(6-1)

Planning Department's Recommendation: Approval

Norman Standerfer, City/County Planning Director, briefed
Council on the staff report.

As this was the time and place set for the public hearing,
anyone interested was given the opportunity to be heard.

Proponent

Jim Hedrick, representing the applicant, spoke in support of
the rezoning noting that the developer is prepared to address
and meet at his expense the traffic requirements noted in the
staff report. **[NOTE: Attorney Jack Markham distributed a
development plan]**

No one spoke in opposition to the rezoning request.

Mayor Tennyson declared the public hearing closed.

Council Members Blyth, McKissick and Mayor Pro Tempore
Clement spoke in support of the rezoning.

Council Member Edwards asked if it is possible to reconstruct
an access off I-540.

Earl Lewellyn, of the Transportation Division, noted that it
has been discussed as an option; however, it is at the early
stages, has not been modeled; no feasibility study has been

June 19, 2000

done; has not been funded, but is something that they will continue to look at as an alternative with the state.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, by taking the above described property out of RD and I-2(D) and placing same in and establishing same as MU(D); MTC (partial) was approved at 7:56 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

[OTHER MATTERS]

SUBJECT: BUDGET MATTERS

The following citizens spoke in opposition to the one-cent tax increase to fund parking decks: Ricky Johnson, LaVonia Allison and Ollie Cook.

Bill Kalkhof, representing Downtown Durham Inc., and Bill Johnson spoke in support of the American Tobacco project.

a. Fiscal Year 1999-2000 Budget Ordinance Amendment #5

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt "An Ordinance Amending the 1999-2000 City of Durham Budget Ordinance, As Amended, the Same Being Ordinance 11771" was approved at 7:57 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11995

Council Member Blyth requested that Budget Items d [Development Review Fees] and l [2000-2001 City of Durham Budget Ordinance] be severed.

Mayor Tennyson noted that one vote would be taken on Budget Items b-k. At this time, Budget Item l. [2000-2001 City of Durham Budget Ordinance] was discussed:

1. 2000-2001 City of Durham Budget Ordinance

To adopt the "2000-2001 City of Durham Budget Ordinance."

A motion was made by Council Member Larson seconded by

June 19, 2000

Council Member Jacobs to approve the item as printed on the agenda.

Council Member Blyth spoke in support of the American Tobacco project and in opposition to the tax increase.

Council Member McKissick spoke in opposition to the one-cent tax increase. He noted the need to create a one-cent dedication to fund parking decks.

A substitute motion was made by Council Member McKissick seconded by Council Member Blyth to refer the item to the administration to hold the tax rate at its current level, to maintain a one-cent dedication for downtown development and to identify cuts in the budget to accomplish this.

Council held discussion on issues raised during the budget hearings, the one-cent tax increase and support for the American Tobacco Project.

SUBSTITUTE MOTION by Council Member McKissick seconded by Council Member Blyth to refer the item to the administration, to hold the tax rate at its current level, to maintain a one-cent dedication for downtown development and to identify cuts in the budget to accomplish this **FAILED** at 8:49 p.m. by the following vote: Ayes: Council Members Blyth, McKissick and Wagstaff. Noes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Edwards, Hill, Jacobs, Langley, Larson and Stith. Absent: Council Member Cheek.

Council Member Larson asked how much of the one-cent would be dedicated to downtown redevelopment.

City Manager P. Lamont Ewell noted the entire amount.

Council Members Larson, Stith, Jacobs, Burnette and Mayor Pro Tempore Clement spoke in support of the budget.

Mayor Pro Tempore Clement asked that Council's compensation be severed.

Council Member Blyth spoke in opposition to a pay increase for Council.

MOTION by Council Member Larson seconded by Council Member Jacobs to adjust Council's compensation by 3% **FAILED** at 9:13 p.m. by the following vote: Ayes: Mayor Tennyson and Council Members Burnette, Langley, Larson and Wagstaff. Noes: Mayor Pro Tempore Clement and Council Members Blyth, Edwards, Hill, Jacobs, McKissick and Stith. Absent: Council Member Cheek.

June 19, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt the "2000-2001 City of Durham Budget Ordinance" with the exception of adjusting Council's compensation by 3% and to defer that amount to the fund balance was approved at 9:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: Council Member Blyth. Absent: Council Member Cheek. **[NOTE: COUNCIL RECONSIDERED THIS MOTION LATER IN THE MEETING]**

MOTION by Council Member Edwards seconded by Council Member McKissick to reconsider the motion on adjusting Council's compensation by 3% percent was approved at 9:18 p.m. by the following vote: Ayes: Mayor Tennyson and Council Members Burnette, Edwards, Hill, Jacobs, Larson, McKissick and Wagstaff. Noes: Mayor Pro Tempore Clement and Council Members Blyth, Langley and Stith. Absent: Council Member Cheek.

MOTION by Council Member Edwards seconded by Council Member Burnette to adjust Council's compensation by 3% and to reallocate funds from the fund balance for this purpose **FAILED** at 9:19 p.m. by the following vote: Ayes: Mayor Tennyson and Council Members Burnette, Edwards, Larson and Wagstaff. Noes: Mayor Pro Tempore Clement and Council Members Blyth, Hill, Jacobs, Langley, McKissick and Stith. Absent: Council Member Cheek.

d. Development Review Fees

A motion was made by Council Member Larson seconded by Council Member Jacobs to approve the item as printed on the agenda.

Council held discussion on the recovery fee.

SUBSTITUTE MOTION by Council Member Blyth seconded by Council Member McKissick to adjust the budget to recover 100% cost recovery of development fee activity and to dedicate these funds for an undesignated purpose in the Planning Department **FAILED** at 9:33 p.m. by the following vote: Ayes: Council Members Blyth, Edwards, McKissick, Stith and Wagstaff. Noes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Hill, Jacobs, Langley and Larson. Absent: Council Member Cheek.

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning development review fees; and

June 19, 2000

To adopt a "Resolution Establishing Fees for Planning Department Reviews, Public Hearing Considerations and Copying Services" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8677

b. Fiscal Year 1999-2000 Financial Plans for Internal Service Funds Amendment

Laura Gill gave an overview of the revised Resolution.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a "Resolution Amending Resolution 8573, as Amended, Establishing FY 1999-2000 Financial Plans for Internal Service Funds" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8678

c. Fiscal Year 2000-2001 City of Durham Preliminary Budget

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning changes made by the Finance Committee and Staff to the 2000-2001 City of Durham Preliminary Budget; and

To adopt "An Ordinance Amending the Annual Base Salaries of the City Manager, the City Attorney, and the City Clerk"; and

To direct the City Manager to amend Personnel Policy Memorandum PER-306 R-1, III., D., 9. to include payment of benefits for a period of three (3) months to affected individuals [in addition to the three (3) months base salary currently specified in the Policy was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #12008

e. Inspections Permit Fees

June 19, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning inspections permit fee revisions; and

To adopt "An Ordinance to Amend Certain Zoning, Building, and Inspection Regulations and Fee Schedules: Sections 6-31, 6-87, 6-116, and 6-134" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11996

f. Tipping Fees

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning elimination of volume discount for transfer station tipping fees; and

To adopt a "Resolution Eliminating Volume Discount Fees for Use of Solid Waste Transfer Station" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8678

g. Bulk Stationary Container Service Fees

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning increasing fees for bulk stationary container service; and

To adopt an "Ordinance Superseding Ordinance #10977 Authorizing Stationary Trash Container Collection Service" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11997

h. Parks and Recreation Fees

June 19, 2000

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning parks and recreation fees; and

To adopt a "Resolution Superseding Resolution #8222 Approving Parks and Recreation Fee Changes" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8679

i. Criminal History Checks, Accident Reports and Fingerprint Cards/Photographs Fees

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration concerning fees for history checks, accident reports and fingerprint cards/photographs; and

To adopt a "Resolution Establishing Fees for Fingerprint Cards and Photographs" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8680

j. Non-City Agency Contracts

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute non-city agency contracts, as recommended in the attachment; and

To authorize the City Manager to make amendments to the non-city agency contracts that do not increase the contract sum was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

k. Compensation and Classification Plan Recommendations

MOTION by Council Member Larson seconded by Council Member Jacobs to approve adjustments to the Compensation and Classification Plan was approved at 9:33 p.m. by the

June 19, 2000

following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

m. Resolution Establishing FY 2000-2001 Financial Plans for Internal Service Funds

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt a "Resolution Establishing FY 2000-2001 Financial Plans for Internal Service Funds" was approved at 9:33 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Resolution #8681

n. Capital and Grant Project Ordinances

Laura Gill, Budget Director, gave an overview of replacement pages.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to receive a report from the Administration concerning Capital and Grant Project Ordinances; and

To adopt the "City of Durham General Capital Improvements Projects Ordinance Fiscal Year 2001" as amended; and

To adopt the "City of Durham Water and Wastewater Capital Improvements Projects Ordinance Fiscal Year 2001"; and

To adopt the "City of Durham Grant Project Ordinance FY 2000-2001 Transit Section 9 Capital Grant"; and

To adopt the "City of Durham Grant Project Ordinance FY 2000-2001 Transit Planning Grants"; and

To adopt the "City of Durham and North Carolina Department of Transportation Section 104(f) and Section 133(b)(3)(7) Transportation Planning Grant Project Ordinance - FY 2000-2001"; and

To adopt the "City of Durham Grant Project Ordinance Community Development Block Grant 2000-2001"; and

To adopt the "City of Durham Grant Project Ordinance Home Consortium Program FY 2000-2001"; and

June 19, 2000

To adopt the "City of Durham Employment and Training Project Ordinance July 1, 2000 Until All Funds are Expended" was approved at 9:35 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #11999
Ordinance #12000
Ordinance #12001
Ordinance #12002
Ordinance #12003
Ordinance #12004
Ordinance #12005
Ordinance #12006

o. WIA Grant Project Ordinance and Welfare-to-Work

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt the "City of Durham Employment and Training Grant Project Ordinance For Federal Grant July 1, 2000 Until All Funds are Expended" was approved at 9:35 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

Ordinance #12007

SUBJECT: CORNWALLIS ROAD AND BEECHWOOD DRIVE - FOLLOW UP REPORT

Mayor Pro Tempore Clement asked the administration to monitor the traffic situation due to safety concerns raised by citizens.

MOTION by Council Member Larson seconded by Council Member Jacobs to receive a follow up report from the Transportation Division concerning a citizen's matter regarding the intersection of Cornwallis Road and Beechwood Drive was approved at 9:36 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

[ADDITIONAL ITEM]

June 19, 2000

SUBJECT: MOBILE DATA SYSTEM CONTRACT - HTE, Inc.

MOTION by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to enter into an amended contract with HTE, Inc for the provision of a Mobile Data System for use by the Police Department consistent with the terms provided in the Term Sheet was approved at 9:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

[PRIORITY ITEM PULLED FROM CONSENT AGENDA]

SUBJECT: PRESENTATION BY BIOGEN, INC.

Council Member McKissick asked Mr. Robert D. Teer, Jr. if he would be willing to meet with the president of Biogen and Research Triangle Park to discuss the issue of dedicating a right-of-way for this project to the state in the future.

Mr. Teer noted that he would talk to management and the president, but could not make a commitment regarding the dedication.

MOTION by Council Member Larson seconded by Mayor Pro Tempore Clement to hear a presentation by Biogen, Inc. regarding proposed expansion plans and a request for City Council's support for extension of the boundary of the Research Triangle Park; and

To direct the City Manager to send a letter to Biogen, Inc. stating that the City of Durham's concerns have been addressed and expressing City Council's support for extension of the Research Triangle Park boundary as proposed was approved at 9:39 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek.

SUBJECT: BUDGET MATTERS

1. 2000-2001 City of Durham Budget Ordinance

[SEE DISCUSSION HELD EARLIER IN THE MEETING]

To adopt the "2000-2001 City of Durham Budget Ordinance."

June 19, 2000

Discussion was held by Council on the previous motion to adopt the budget. Several Council Members stated they did not realize that the vote taken on adopting the budget included the one-cent property tax increase.

MOTION by Council Member Wagstaff seconded by Council Member McKissick to reconsider the motion on adopting the 2000-01 budget ordinance was approved at 9:41 p.m. by the following vote: Ayes: Mayor Tennyson and Council Members Blyth, Edwards, Jacobs, McKissick, Stith and Wagstaff. Noes: Mayor Pro Tempore Clement and Council Members Burnette, Hill, Langley, Larson. Absent: Council Member Cheek.

MOTION by Council Member Larson seconded by Council Member Jacobs to adopt the "2000-2001 City of Durham Budget Ordinance" with the exception of adjusting Council's compensation by 3% and to defer that amount to the fund balance was approved at 9:44 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Edwards, Hill, Jacobs, Langley, Larson, and Stith. Noes: Council Members Blyth, McKissick and Wagstaff. Absent: Council Member Cheek.

Ordinance #11998

[ITEM ADDED TO THE AGENDA]

SUBJECT: AMENDMENT TO RESOLUTION REGARDING THE CONSOLIDATION CHARTER COMMISSION

To adopt an Amendment to the Resolution Regarding the Consolidation Charter Commission.

A motion was made by Council Member Larson seconded by Council Member Jacobs to approve the item as printed on the agenda.

A substitute motion was made by Council Member Blyth seconded by Council Member Burnette to refer this item to the Charter Commission.

Council Member Stith made a friendly amendment to refer the item to the Special City Council Meeting scheduled for July 6.

Council Member Blyth did not accept the friendly amendment.

SUBSTITUTE MOTION by Council Member Blyth seconded by Council Member Burnette to refer the item to the Charter Commission

June 19, 2000

for clarification was approved at 9:48 p.m. by the following vote: Ayes: Council Members Blyth, Burnette, Edwards, Hill, Jacobs, Langley, Larson, McKissick, Stith and Wagstaff. Noes: Mayor Tennyson and Mayor Pro Tempore Clement. Absent: Council Member Cheek.

There being no further business to come before the City Council, the meeting was adjourned at 9:48 p.m.

D. Ann Gray, CMC
City Clerk